

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Allegations of possession of Disproportionate Assets against Sri.M.Rama Mohan Rao, formerly TPBO (Retd.) Visakapatnam Municipal Corporation – Charge sheeted – Convicted by Court of Special Judge for SPE & ACB Cases, Visakhapatnam - Imposition of penalty 100% in pension permanently and Death cum Retirement Gratuity – Orders - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I(i)) DEPARTMENT

G.O.Rt.No. 1477

Dated:06-11-2012
Read the following:

1. From the DG., ACB Lr.No.111/RCA-WVP/99-S-11, Dated 18.8.2001
- 2.G.O.Rt.No.1096, MA&UD (V) Deptt., dated 7-12-2001.
- 3.From the Hon'ble Court of Special Judge for ACB Cases, Visakhapatnam, C.C.No.8/2002, dated 31.12.2011.
- 4.From the DG., ACB Lr.No.111/RCA-WVP/1999-S11, Dated 13.3.2012.
- 5.Govt.Memo.No.18155/Vig.I(i))/2001-9, MA&UD Deptt., dated 10.5.2012.
- 6.From Sri M.Rama Mohan Rao, TPBO (Retd.), Visakhapatnam Municipal Corporation, Explanation dated 1.10.2012.

ORDER:

Whereas, in the reference 1st read above, the Director General, Anti Corruption Bureau, A.P., Hyderabad has stated that a case in Cr.No.12/RC-WIR/99 u/s 13 (2) r/w 13 (1) (e) of P.C.Act, 1988, was registered against Sri M.Rama Mohan Rao, formerly TPBO, Visakapatnam Municipal Corporation on allegations of possession of assets disproportionate to the known sources of income for an amount of Rs.20,18,159/-. He has recommended for according sanction of prosecution against the Accused Officer.

2. And whereas, in the reference 2nd read above, Government after careful examination of the matter, permission has been accorded to the Director General, ACB, Hyderabad to prosecute the AO, Sri.M.Rama Mohan Rao, formerly TPBO, (Retd.) in a Court of Law for the offences punishable under Section 13 (2) read with Section 13 (1) (e) of Prevention of Corruption Act, 1988.

3. In the reference 3rd read above, the Hon'ble Court of Special Judge for ACB Cases, Visakhapatnam in the order dated 31.12.2011 in C.C.No.8/2002 has pronounced that the A.O. Sri M.Rama Mohan Rao, TPBO (Retd.), Municipal Corporation, Visakhapatnam found guilty for the offences punishable under Section 13 (2) r/w 13 (1) (e) of the P.C.Act, 1988 and he is

convicted him U/s 248 (2) Cr. P.C. on allegation of possession of disproportionate assets to the known source of income to the tune of Rs.12,44,740/- (Rupees twelve lakhs forty four thousands, seven hundred and forty only) and also sentenced to suffer simple imprisonment for a period of one year and to pay a fine of Rs.5,000/- in default to suffer simple imprisonment for a period of three months under Section 13 (1) (e) r/w 13 (2) of the P.C. Act, 1988. The Court has further ordered that the bank deposits available with the court to the tune of Rs.12,44,740/- as per the charge sheet shall be confiscated to the State including the accrued interest thereon and any excess amount available shall returned to the AO after appeal time is over.

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4. Whereas, in the reference 4th read above, the Director General, ACB, Hyderabad has requested the Government to take further action in the mater under A.P. Revised Pension Rules, 1980, since the AO Sri M.Rama Mohan Rao, TPBO was retired from service on 30.6.1999.

5. In the reference 5th read above, a show cause notice was issued to the AO, as to why a punishment of withholding the 100% cut in pension permanently and withholding Death cum Retirement Gratuity in full permanently, shall not be imposed, against Sri M.Rama Mohan Rao, TPBO (Retd.), Greater Visakhapatnam Municipal Corporation, Visakhapatnam in terms of Rule 9 of A.P. Revised Pension Rules, 1980, in view of his conviction vide judgement dated 31.12.2011 in C.C.No.8/2002 by the Spl. Judge for SPE & ACB Cases, Visakhapatnam.

6. In the reference 6th read above, the AO, Sri M.Rama Mohan Rao, TPBO (Retd.), has submitted his representation has requested to consider on mercy grounds and by using the discretion powers, his provisional pension may be continued till the disposal of Crl. M. 48/2012, in High Court of Andhra Pradesh.

7. Whereas, Government after careful examination of the matter and in consultation with the appropriate authority, hereby withhold the 100% (one hundred per cent) cut in pension permanently and withholding Death cum Retirement Gratuity in full permanently, against Sri M.Rama Mohan Rao, TPBO (Retd.), Greater Visakhapatnam Municipal Corporation Visakhapatnam in terms of Rule 9 of A.P. Revised Pension Rules, 1980, in view of his conviction vide judgement dated 31.12.2011 in C.C.No.8/2002 by the Spl. Judge for SPE & ACB Cases, Visakhapatnam.

8. The Director of Town and Country Planning, Hyderabad shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri M.Rama Mohana Rao, TPBO (Retd.),
Greater Visakhapatnam Municipal Corporation, Visakhapatnam
through Director of Town and Country Planning, Hyderabad.
The Director of Town and Country Planning, Hyderabad.

Copy to:

The Director General, ACB, Hyderabad.
The Secretary to Vigilance Commission, APVC, Hyderabad.
The Commissioner, Greater Visakhapatnam Municipal Corporation,
Visakhapatnam.
The Prl. Accountant General (A&E), A.P., Hyderabad.
The Spl. Public Prosecutor and Standing Counsel for ACB, A.P.,
High Court of Andhra Pradesh, Hyderabad.
SF/SC.

// Forwarded by Order //

SECTION OFFICER